

REOPENED,TERMINATED

**U.S. District Court
District of Oregon (Eugene (6))
CIVIL DOCKET FOR CASE #: 6:02-cv-06178-AA**

Institute for Wildlife Protection v. United States Fish and
Wildlife Service et al
Assigned to: Chief Judge Ann L. Aiken
Demand: \$0
Cause: 05:552 Freedom of Information Act

Date Filed: 06/26/2002
Date Terminated: 01/22/2013
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Institute for Wildlife Protection

represented by **Don R. Webb**
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V.

Defendant

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Defendant

United States Department of Interior

represented by **Judith D. Kobbervig**
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TERMINATED: 03/29/2012
LEAD ATTORNEY
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Kevin C. Danielson
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Don R. Webb
 (See above for address)
TERMINATED: 10/11/2002
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/26/2002	<u>1</u>	Complaint <i>Declaratory Relief, Injunctive Relief (Freedom of Information Act 5 USC 552 and Administrative Procedures Act 5 USC 701 et seq)</i> Filing Fee collected. Receipt #: 905253 issued Summons issued as to US Department of Interior and United States Fish and Wildlife Service. Filed by Institute for Wildlife Protection against United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 06/26/2002)
06/26/2002	<u>2</u>	Corporate Disclosure Statement. Filed by Institute for Wildlife Protection. (cp,) (Entered: 06/26/2002)
06/26/2002	<u>3</u>	Discovery and Pretrial Scheduling Order and Notice of Case Assignment: Case assigned to the Honorable Ann Aiken. Discovery to be completed by 10/25/2002. Joint Alternate Dispute Resolution Report due by 11/25/2002. Pretrial Order due by 11/25/2002. (cp,) (Entered: 06/26/2002)
07/23/2002	<u>4</u>	Return of Service (Federal Defendant) Executed upon US Attorney, Attorney General, US Fish and Wildlife, US Department of Interior on July 22, 2002. Filed by United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 07/23/2002)
07/24/2002	<u>5</u>	Notice regarding service. (document entitled "informational motion regarding service"). Filed by Institute for Wildlife Protection. (lf,) (Entered: 07/24/2002)
07/26/2002	<u>6</u>	Answer to Complaint (Related Doc # <u>1</u>). Filed by United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 07/29/2002)
08/27/2002	<u>7</u>	Fed. R. Civ. P. 26(a)(1) Agreement. Filed by Institute for Wildlife Protection. (cp,) (Entered: 08/27/2002)
09/16/2002	<u>8</u>	CIVIL MINUTES: Record of Order --- Setting Rule 16 Conference for 10/15/2002 at 11:00AM by Telephone. The court will initiate the call. The Rule 16 conference may be waived by the court based upon agreement of all parties by filing a Joint Status Report by 10/8/2002. Ordered by Judge Ann Aiken. (lae,) (Entered: 09/16/2002)
10/15/2002	<u>9</u>	CIVIL MINUTES: Record of Order --- Ordered government to file administrative record by 11/4/02. Ordered Status Conference set for 11/13/2002 at 09:00AM by Telephone to discuss further scheduling. Ordered by Judge Ann Aiken. Counsel Present for Plaintiff: Don R. Webb. Counsel Present for Defendant: Judith Kobbervig. Court Reporter: Kristi Anderson. (lae,) (Entered: 10/15/2002)
10/25/2002	<u>10</u>	Notice of Filing of Administrative Record. Filed by United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 10/25/2002)
11/13/2002	<u>11</u>	CIVIL MINUTES: Record of Order --- Government's Response to plaintiff's discovery request to be filed by 12/18/2002. Plaintiff's Reply due by 1/8/2003. Oral Argument on plaintiff's discovery request set for 1/21/2003 at 10:00AM by Telephone. The court will initiate the call. Ordered by Judge Ann Aiken. Counsel Present for Plaintiff: Don R. Webb. Counsel Present for Defendant: Judith D. Kobbervig. Court Reporter: Kristi Anderson. (lae,) (Entered: 11/13/2002)
11/13/2002	<u>12</u>	CIVIL MINUTES: Record of Order --- At the request of the government, Oral Argument on Plaintiff's Discovery Request continued from 10:00AM to 01:30PM, 1/21/2003 by Telephone. The court will initiate the call. Ordered by Judge Ann Aiken. (lae,) (Entered: 11/13/2002)

12/06/2002	<u>13</u>	Motion for Stay of <i>Discovery</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 12/06/2002)
12/06/2002	<u>14</u>	Memorandum in Support of <i>Motion for a Stay of Discovery</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related document(s) <u>13</u>) (cp,) (Entered: 12/06/2002)
12/30/2002	<u>15</u>	Memorandum in Opposition to <i>motion to stay discovery</i> . Filed by Institute for Wildlife Protection. (Related motion(s) <u>13</u>) (lf,) (Entered: 12/30/2002)
01/21/2003	16	CIVIL MINUTES: Record of telephone hearing on Plaintiff's Discovery Request — Ordered issue taken under advisement. Ordered by Judge Ann Aiken. Counsel Present for Plaintiff: Don Webb. Counsel Present for Defendant: Judith Kobbervig. Court Reporter: Kristi Anderson. (lae,) (Entered: 01/21/2003)
01/28/2003	17	ORDER: Record of Order Granting Defendant's Motion to Stay Discovery (Related Doc # <u>13</u>). by Judge Ann Aiken. (lae,) (Entered: 01/28/2003)
02/03/2003	18	CIVIL MINUTES: Record of Order — The parties shall confer and plaintiff shall provide the court with a proposed briefing schedule on dispositive motions by 2/14/03. Ordered by Judge Ann Aiken. (lae,) (Entered: 02/03/2003)
02/07/2003	<u>19</u>	Parties Proposed Briefing Schedule on Dispositive Motions. Filed by Institute for Wildlife Protection. (Related document(s) <u>18</u>) (cp,) (Entered: 02/07/2003)
02/10/2003	20	CIVIL MINUTES: Record of Order — Adopting the Parties' Proposed Briefing Schedule on Dispositive Motions. Dispositive Motions due by 3/18/2003. Response to Dispositive Motions due by 4/18/2003. Replies to Dispositive Motions due by 5/5/2003. Ordered by Judge Ann Aiken. (lae,) (Entered: 02/10/2003)
03/18/2003	<u>21</u>	Motion for Summary Judgment. Filed by United States Department of Interior, United States Fish and Wildlife Service. (lae,) (Entered: 03/21/2003)
03/18/2003	<u>22</u>	Memorandum in Support of <i>Motion for Summary Judgment</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related document(s) <u>21</u>) (lae,) (Entered: 03/21/2003)
04/14/2003	<u>23</u>	Motion for Summary Judgment. Filed by Institute for Wildlife Protection. (cp,) (Entered: 04/14/2003)
04/14/2003	<u>24</u>	Concise Statement of Material Fact Titled " <i>Plaintiff's Informational Motion and Concise Statement of Material Facts</i> ". Filed by Institute for Wildlife Protection. (cp,) (Entered: 04/14/2003)
04/14/2003	<u>25</u>	Memorandum in Support of <i>Motion for Summary Judgment and Response to Defendants' Motion for Summary Judgment</i> . Filed by Institute for Wildlife Protection. (Related document(s) <u>23</u>) (cp,) (Entered: 04/14/2003)
05/05/2003	<u>26</u>	Response to <i>Motion for Summary Judgment and Response to Defendant's Memorandum in Support of Motion for Summary Judgment (Titled "Reply")</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related motion(s) <u>23</u>) (cp,) (Entered: 05/07/2003)
05/07/2003	<u>28</u>	Notice of Supplemental Authority. Filed by Institute for Wildlife Protection. (Related document(s) <u>23</u>) (cp,) (Entered: 05/09/2003)
05/08/2003	27	CIVIL MINUTES: Record of Order by Judge Ann Aiken. Defendants filed a motion for summary judgment on March 18, 2003. Plaintiff filed a motion for summary judgment on April 14, 2003. The defendants filed a response to plaintiff's summary judgment motion on May 5, 2003. Plaintiff should file any response to defendants' summary judgment motion by May 19, 2003. Any replies are due by June 2, 2003. At that point the court will take this matter under advisement. (Related documents(s) <u>23</u> , <u>21</u>) (cw,) (Entered: 05/08/2003)
05/16/2003	<u>29</u>	Response to <i>Motion for Summary Judgment</i> . Filed by Institute for Wildlife Protection. (Related motion(s) <u>21</u>) (cp,) (Entered: 05/16/2003)
06/02/2003	<u>30</u>	Reply to Motion 's for <i>Summary Judgment</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related motion(s) <u>21</u> , <u>23</u>) (cp,) (Entered: 06/02/2003)

06/02/2003	<u>31</u>	Concise Statement of Material Fact. Filed by United States Department of Interior, United States Fish and Wildlife Service. (cp,) (Entered: 06/02/2003)
08/04/2003	<u>32</u>	Motion (<i>Informational</i>) <i>Re: Time Under Advisement</i> . Filed by Institute for Wildlife Protection. (cp,) (Entered: 08/04/2003)
08/06/2003	33	CIVIL MINUTES: Record of Order by Judge Aiken: Setting Oral Argument on Plaintiff and Defendants' Motions for Summary Judgment (Related documents(s) <u>23</u> , <u>21</u>)for 9/29/2003 at 09:30AM by Telephone. The court will initiate the call. (cp,) (Entered: 08/06/2003)
09/03/2003	34	CIVIL MINUTES: Record of Order by Judge Ann Aiken: Due to a scheduling conflict, Oral Argument on Defendant's Motion for Summary Judgment and Plaintiff's Motion for Summary Judgment is rescheduled from 9/29/03 to 10/7/2003 at 10:30AM by Telephone. The court will initiate the call. (Related documents(s) <u>23</u> , <u>21</u>) (lae,) (Entered: 09/03/2003)
10/07/2003	35	CIVIL MINUTES: Record of Proceedings before Judge Ann Aiken: Telephone oral argument held 10/7/03 on defendants' motion for summary judgment and plaintiff's motion for summary judgment (Related documents(s) <u>23</u> , <u>21</u>): Ordered motions for summary judgment taken under advisement as of 10/7/2003. Counsel Present for Plaintiff: Don R. Webb. Counsel Present for Defendant: Judith D. Kobbervig. Court Reporter: Kristi Anderson. (lae,) (Entered: 10/07/2003)
10/08/2003	<u>36</u>	ORDER: Plaintiff's Motion for Summary Judgment (Related Doc # <u>23</u>)is granted. Defendant's Motion for Summary Judgment (Related Doc # <u>21</u>) is denied. Plaintiff is entitled to a fee waiver pursuant to 5 U.S.C. 552(a)(4)(A)(iii) because disclosure of the information is in the public interest. This case is dismissed. Signed on October 8, 2003 by Judge Ann Aiken. (cp,) (Entered: 10/09/2003)
10/08/2003	<u>37</u>	Judgment: This action is dismissed. Signed October 8, 2003 by Deputy Clerk, Leslie Engdall. (cp,) Additional attachment(s) added on 12/12/2003 (cp,). (Entered: 10/09/2003)
10/21/2003	<u>38</u>	Bill of Costs. Filed by Institute for Wildlife Protection. Objections to the Bill of Costs due by 11/3/2003. Taxation of the Bill of Costs due by 11/4/2003. (cp,) (Entered: 10/22/2003)
10/21/2003	<u>39</u>	Memorandum in Support of <i>Motion for Attorney's Fees</i> . Filed by Institute for Wildlife Protection. (Related document(s) <u>38</u>) (cp,) (Entered: 10/22/2003)
10/21/2003	<u>40</u>	Declaration of <i>Don Webb in Support of Motion for Attorney's Fees</i> . Filed by Institute for Wildlife Protection. (Related document(s) <u>38</u>) (cp,) (Entered: 10/22/2003)
11/03/2003	<u>41</u>	Response to <i>Motion for Cost and Attorney Fees</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related motion(s) <u>38</u>) (cp,) (Entered: 11/04/2003)
11/03/2003	<u>42</u>	Declaration of <i>Judith D. Kobbervig</i> . Filed by United States Department of Interior, United States Fish and Wildlife Service. (Related document(s) <u>41</u>) (cp,) (Entered: 11/04/2003)
11/10/2003	<u>43</u>	Motion for Leave to <i>Reply</i> . Filed by Institute for Wildlife Protection. (cp,) (Entered: 11/12/2003)
11/10/2003	<u>44</u>	Motion for Order for <i>Publication and Informational Motion</i> . Filed by Institute for Wildlife Protection. (Related document(s) <u>36</u>) (cp,) (Entered: 11/12/2003)
11/20/2003	45	ORDER: Record of Order Granting Plaintiff's Motion for Leave to Reply (Related Doc # <u>43</u>). by Judge Ann Aiken. (lae,) (Entered: 11/20/2003)
11/25/2003	<u>46</u>	Reply to Motion " <i>Bill of Costs</i> ". Filed by Institute for Wildlife Protection. (Related motion(s) <u>38</u>) (cp,) (Entered: 11/28/2003)
11/25/2003	<u>47</u>	Declaration of <i>Don Webb in Support of Reply Re: Attorney Fees</i> . Filed by Institute for Wildlife Protection. (Related document(s) <u>46</u>) (cp,) (Entered: 11/28/2003)

12/01/2003	48	ORDER: Record of Order Granting Plaintiff's Motion for Publication of Opinion (Related Doc # <u>44</u>). The court has contacted West Publishing and requested that the opinion be published. by Judge Ann Aiken. (lae,) (Entered: 12/01/2003)
12/04/2003	<u>49</u>	ORDER: Plaintiff's motion for fees and costs (Related Doc # <u>38</u>) is granted as follows: Plaintiff is awarded \$29,480.50 in attorney fees (\$175. per hour x 168.46 hours), and \$1,361.89 in costs, for a total award of \$30,842.39. Signed on December 3, 2003 by Judge Ann Aiken. (cp,) (Entered: 12/05/2003)
12/22/2003	50	ORDER: Record of Order Denying as Moot Plaintiff's Motion Re: Time Under Advisement (Related Doc # <u>32</u>). by Judge Ann Aiken. (lae,) (Entered: 12/22/2003)
03/12/2012	<u>51</u>	Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> . Filed by Institute for Wildlife Protection. (Attachments: # <u>1</u> Attachment Memo of Law, # <u>2</u> Supplement Supplemental Cmplt., # <u>3</u> Supplement Additions to Supplemental Cmplt., # <u>4</u> Attachment Cert. of Paper Svce.) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>52</u>	Declaration of Roy Keene . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>53</u>	Declaration of Webb . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>54</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>55</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by All Plaintiffs. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>56</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by All Plaintiffs. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>57</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by All Plaintiffs. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>58</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by All Plaintiffs. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>59</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>60</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/12/2012	<u>61</u>	Exhibits re Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 03/12/2012)
03/28/2012	<u>62</u>	Motion for Extension of Time . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 03/28/2012)
03/29/2012	<u>63</u>	<i>Defendants'</i> Notice of Attorney Withdrawal: Filed by U.S. Fish and Wildlife Service, United States Department of Interior (Danielson, Kevin) (Entered: 03/29/2012)
03/29/2012	64	ORDER: Granting Defendants' Unopposed Motion for Extension of Time to respond to motions <u>62</u> . Response is due by 4/11/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 03/29/2012)

04/11/2012	<u>65</u>	Response <i>Defendants' Response to Plaintiff's Motion to Reopen This Case, Motion to Reopen Discovery, and Motion to File Supplemental Complaint</i> to Motion to ReOpen, Enforce Jdmt, Civil Contemp <u>51</u> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 04/11/2012)
04/11/2012	<u>66</u>	Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Response to Motion, <u>65</u> .) (Danielson, Kevin) (Entered: 04/11/2012)
04/11/2012	<u>67</u>	Motion for Stay <i>Defendants' Motion to Stay Response Time</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 04/11/2012)
04/22/2012	<u>68</u>	Response in Opposition to Motion for Stay <i>Defendants' Motion to Stay Response Time</i> <u>67</u> . Filed by Institute for Wildlife Protection. (Webb, Don) (Entered: 04/22/2012)
04/22/2012	<u>69</u>	Reply to Motion to ReOpen, Enforce Jdmt, Civil Contemp <u>51</u> . Filed by Institute for Wildlife Protection. (Attachments: # <u>1</u> Attachment) (Webb, Don) (Entered: 04/22/2012)
04/22/2012	<u>70</u>	Declaration of Webb . Filed by Institute for Wildlife Protection. (Related document(s): Motion – Miscellaneous, <u>51</u> .) (Webb, Don) (Entered: 04/22/2012)
05/01/2012	71	ORDER: Plaintiff's motion to Reopen, Enforce Judgment and for Civil Contempt <u>51</u> is granted in part: plaintiff's motion to reopen is granted including motion to reopen discovery and motion to file a supplement complaint; the remainder of plaintiff's motion (to enforce the judgment of this court, for civil contempt, violation of the Federal Records Act and the Federal Records Disposal Act, and other federal regulations or policies) is stayed pending defendant's response. The Clerk is directed to reopen this case. Defendant's motion to Stay Response Time <u>67</u> is granted. Defendant's response to the remaining allegations in plaintiff's motion <u>51</u> is due May 21, 2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 05/01/2012)
05/21/2012	<u>72</u>	Unopposed Motion for Extension of Time . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 05/21/2012)
05/22/2012	73	ORDER: Granting Defendants' Unopposed Motion for Extension of Time <u>72</u> to respond to Plaintiff's Motion to enforce the judgment of the court/Motion for civil contempt and Motion for violation of federal records <u>51</u> . Response is due by 5/23/2012. Ordered by Chief Judge Ann L. Aiken. (lg) Modified on 5/23/2012 to correct wording (lg). (Entered: 05/22/2012)
05/23/2012	74	Scheduling Order by Chief Judge Ann L. Aiken. Response to Motion <u>51</u> is due by 5/23/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 05/23/2012)
05/23/2012	<u>75</u>	Response <i>Defendants' Response</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 05/23/2012)
05/23/2012	<u>76</u>	Declaration of Craig Hoover . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Response to Motion <u>75</u> .) (Danielson, Kevin) (Entered: 05/23/2012)
05/23/2012	<u>77</u>	Second Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Response to Motion <u>75</u> .) (Danielson, Kevin) (Entered: 05/23/2012)
05/23/2012	<u>78</u>	Declaration of Kevin Danielson . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Response to Motion <u>75</u> .) (Attachments: # <u>1</u> Exhibit 1) (Danielson, Kevin) (Entered: 05/23/2012)
05/23/2012	<u>79</u>	Declaration of Johnny R. Hunt . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Response to Motion <u>75</u> .) (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8) (Danielson, Kevin) (Entered: 05/23/2012)

05/29/2012	<u>80</u>	Reply to Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Filed by Institute for Wildlife Protection. (Attachments: # <u>1</u> Attachment) (Webb, Don) (Entered: 05/29/2012)
08/27/2012	<u>81</u>	Order regarding Motion to <i>ReOpen, Enforce Jdmt, Civil Contemp</i> <u>51</u> . Plaintiff's motion to enforce judgment of this court and for civil contempt is granted; all other motions/requests raised by plaintiff are denied. Further, defendants are ordered to pay all of the plaintiff's reasonable attorney fees and costs associated with plaintiff's motion to enforce judgment. Signed on 8/27/2012 by Chief Judge Ann L. Aiken. (lg) (Entered: 08/27/2012)
08/28/2012	<u>82</u>	Motion for Attorney Fees <i>Due Date</i> . Filed by All Plaintiffs. (Webb, Don) (Entered: 08/28/2012)
08/29/2012	83	Scheduling Order by Chief Judge Ann L. Aiken. Defendants to file a weekly report with this court, copy to plaintiff, detailing defendants' progress in complying with the Order <u>81</u> . Status Report is due by 9/4/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 08/29/2012)
09/04/2012	<u>84</u>	Status Report by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 09/04/2012)
09/04/2012	<u>85</u>	Third Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>84</u> .) (Danielson, Kevin) (Entered: 09/04/2012)
09/05/2012	86	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's next Status Report is due by 9/11/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 09/05/2012)
09/11/2012	<u>87</u>	Second Status Report by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 09/11/2012)
09/11/2012	<u>88</u>	Fourth Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>87</u> .) (Danielson, Kevin) (Entered: 09/11/2012)
09/13/2012	89	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 9/18/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 09/13/2012)
09/18/2012	<u>90</u>	Status Report by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 09/18/2012)
09/18/2012	<u>91</u>	Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>90</u> .) (Danielson, Kevin) (Entered: 09/18/2012)
09/19/2012	92	Scheduling Order. Defendant's Status Report is due by 9/25/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 09/19/2012)
09/25/2012	<u>93</u>	Fourth Status Report by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 09/25/2012)
09/25/2012	<u>94</u>	Declaration of Mary Klee <i>Sixth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>93</u> .) (Danielson, Kevin) (Entered: 09/25/2012)
09/26/2012	95	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 10/2/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 09/26/2012)
10/02/2012	<u>96</u>	Fifth Status Report by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 10/02/2012)

10/02/2012	<u>97</u>	Seventh Declaration of Mary Klee . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>96</u> .) (Danielson, Kevin) Modified for clarity of the record on 10/3/2012 (ljb). (Entered: 10/02/2012)
10/03/2012	98	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 10/9/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/03/2012)
10/09/2012	<u>99</u>	Status Report <i>Defendants' Sixth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 10/09/2012)
10/09/2012	<u>100</u>	Declaration of Mary Klee <i>Eighth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>99</u> .) (Danielson, Kevin) (Entered: 10/09/2012)
10/12/2012	101	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 10/16/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/12/2012)
10/15/2012	102	ORDER: Plaintiff's Unopposed motion for filing attorney fees <u>82</u> is granted. The court will set the briefing schedule for any attorney fees motion after the case is concluded and defendants' final weekly report has been filed with the court. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/15/2012)
10/16/2012	<u>103</u>	Status Report <i>Defendants' Seventh Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 10/16/2012)
10/16/2012	<u>104</u>	Declaration of Mary Klee <i>Ninth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>103</u> .) (Danielson, Kevin) (Entered: 10/16/2012)
10/17/2012	105	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 10/23/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/17/2012)
10/23/2012	<u>106</u>	Status Report <i>Defendants' Eighth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 10/23/2012)
10/23/2012	<u>107</u>	Declaration of Mary Klee <i>Tenth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>106</u> .) (Danielson, Kevin) (Entered: 10/23/2012)
10/24/2012	108	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 10/30/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/24/2012)
10/30/2012	<u>109</u>	Status Report <i>Defendants' Ninth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 10/30/2012)
10/31/2012	110	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 11/6/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 10/31/2012)
11/06/2012	<u>111</u>	Status Report <i>Defendants' Tenth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 11/06/2012)
11/06/2012	<u>112</u>	Declaration of Mary Klee <i>Eleventh Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>111</u> .) (Danielson, Kevin) (Entered: 11/06/2012)
11/09/2012	113	Scheduling Order by Chief Judge Ann L. Aiken. Defendant's Status Report is due by 11/13/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 11/09/2012)
11/13/2012	<u>114</u>	Status Report <i>Defendants' Eleventh Status Report</i> by All Defendants. Filed by All Defendants. (Danielson, Kevin) (Entered: 11/13/2012)
11/13/2012	<u>115</u>	Declaration of Mary Klee <i>Twelfth Declaration of Mary Klee</i> . Filed by All Defendants. (Related document(s): Status Report <u>114</u> .) (Danielson, Kevin) (Entered: 11/13/2012)

11/14/2012	116	Scheduling Order by Chief Judge Ann L. Aiken. Status Report from Defendant is due by 11/20/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 11/14/2012)
11/20/2012	<u>117</u>	Status Report <i>Defendants' Twelfth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 11/20/2012)
11/20/2012	<u>118</u>	Declaration of Mary Klee <i>Thirteenth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>117</u> .) (Danielson, Kevin) (Entered: 11/20/2012)
11/21/2012	119	Scheduling Order by Chief Judge Ann L. Aiken. Defendant shall filed a Status Report by 11/27/2012. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 11/21/2012)
11/27/2012	<u>120</u>	Status Report <i>Defendants' Thirteenth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 11/27/2012)
11/27/2012	<u>121</u>	Declaration of Mary Klee <i>Fourteenth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>120</u> .) (Danielson, Kevin) (Entered: 11/27/2012)
12/04/2012	<u>122</u>	Status Report <i>Defendants' Fourteenth Status Report</i> by U.S. Fish and Wildlife Service, United States Department of Interior. Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 12/04/2012)
12/04/2012	<u>123</u>	Declaration of Mary Klee <i>Fifteenth Declaration of Mary Klee</i> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Related document(s): Status Report <u>122</u> .) (Danielson, Kevin) (Entered: 12/04/2012)
12/18/2012	<u>124</u>	Unopposed Motion <i>to set Briefing Schedule</i> . Filed by All Plaintiffs. (Webb, Don) (Entered: 12/18/2012)
12/18/2012	<u>125</u>	Motion for Attorney Fees . Filed by All Plaintiffs. (Webb, Don) (Entered: 12/18/2012)
12/19/2012	126	ORDER: Granting Plaintiff's Unopposed Motion <u>124</u> . Plaintiff's Opening Brief is due 1/2/2013 and Defendant's Response is due 1/16/2013. Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 12/19/2012)
12/30/2012	<u>127</u>	Motion for Attorney Fees . Filed by Institute for Wildlife Protection. (Webb, Don) (Entered: 12/30/2012)
12/30/2012	<u>128</u>	Memorandum of Law in support of Motion <u>127</u> . Filed by Institute for Wildlife Protection. (Attachments: # <u>1</u> Decl., # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3) (Webb, Don) Modified on 1/2/2013 to correct docket text and link to Motion <u>127</u> (cp). (Entered: 12/30/2012)
01/02/2013	129	Order for Administrative Correction of the Record pursuant to Fed. R. Civ. P. 60(a) regarding Motion for Attorney Fees <i>Memorandum of Law in support 128</i> filed by Institute for Wildlife Protection. A Clerical error has been discovered in the case record. The Clerk is directed to make the following administrative corrections to the record: The Motion for Attorney Fees <i>Memorandum of Law in support 128</i> is actually the Memorandum of Law in Support of Motion <u>127</u> . The Clerk is directed to correct the docket text to read Memorandum of Law in Support of Motion <u>127</u> and terminate the deadlines associated with docket entry <u>128</u> . (cp) (Entered: 01/02/2013)
01/16/2013	<u>130</u>	Response to Motion for Attorney Fees <u>127</u> . Filed by U.S. Fish and Wildlife Service, United States Department of Interior. (Danielson, Kevin) (Entered: 01/16/2013)
01/22/2013	131	ORDER: Counsel having informed the court that the parties have settled the issue of attorney fees and all remaining issues, the court finds as Moot Plaintiff's Motion for Attorney Fees <u>125</u> ; and finds as Moot Wildlife Protection's Motion for

		Attorney Fees <u>127</u> . Ordered by Chief Judge Ann L. Aiken. (lg) (Entered: 01/22/2013)
01/22/2013	<u>132</u>	Judgment by clerk. (lg) (Entered: 01/22/2013)